Criminal Appeal No. 727 of 2001
(Old No. 683/1984)

Hon'ble Irshad Hussain, J.

Heard Sri Lokendra Dobhal, learned counsel of the appellant.

The appellant was convicted and sentenced to rigorous imprisonment for a period of five years under section 376/511 of the I.P.C. and rigorous imprisonment for one year under section 451 of the I.P.C. Both the sentences were made to run concurrently. At the time of the decision of the trial, he was already in jail and it was directed that he shall serve out the sentences awarded against him. Report was summoned from the C.J.M., Tehri Garhwal. After enquiry made from the Central Jail , the C.J.M. has submitted his report, which indicate that the appellant had undergone the sentence awarded against him.

Learned counsel fo4r the appellant states that he does not want to argue the appeal on merit and since the appellant had undergone the sentence awarded against him, the same has become infructuous and need to be disposed of as such.

The appeal is dismissed as infurctuous.

Consign the record.

(Irshad Hussain, J.)

13.05.2002/B.